

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH CAROLINA

David A. Sledge,	)	C/A No. 1:11-3465-JFA-SVH
	)	
Plaintiff,	)	
v.	)	ORDER
	)	
United States Department of Justice;	)	
Federal Bureau of Prisons; Warden Drew;	)	
Associate Warden D. Rankin; Captain Delre;	)	
Lt. L. Jones; L. Shults,	)	
	)	
Defendants.	)	
	)	

---

The *pro se* plaintiff, David Sledge, is an inmate at the Federal Correctional Institution in Bennettsville, South Carolina. He brings this action under 42 U.S.C. § 1983 and *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971). He contends that the defendants have violated his constitutional rights in connection with a prison disciplinary conviction of which he was found guilty.

The Magistrate Judge assigned to this action<sup>1</sup> has prepared a thorough Report and Recommendation and opines that the court should grant the defendants' motion to dismiss

---

<sup>1</sup> The Magistrate Judge's review is made in accordance with 28 U.S.C. § 636(b)(1)(B) and Local Civil Rule 73.02. The Magistrate Judge makes only a recommendation to this court. The recommendation has no presumptive weight, and the responsibility to make a final determination remains with the court. *Mathews v. Weber*, 423 U.S. 261 (1976). The court is charged with making a *de novo* determination of those portions of the Report and Recommendation to which specific objection is made, and the court may accept, reject, or modify, in whole or in part, the recommendation of the Magistrate Judge, or recommit the matter to the Magistrate Judge with instructions. *See* 28 U.S.C. § 636(b)(1).

under Rule 12(b) of the Federal Rules of Civil Procedure. The court advised the plaintiff in a *Roseboro* order of the importance of his adequate response to the motion to dismiss and the plaintiff filed a timely response. *Roseboro v. Garrison*, 528 F.2d 309 (4th Cir. 1975).

The Report sets forth in detail the relevant facts and standards of law on this matter, and the court incorporates such without a recitation.

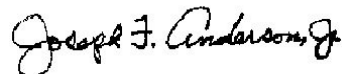
The plaintiff was advised of his right to file objections to the Report and Recommendation, which was entered on the docket on August 27, 2012. However, the plaintiff failed to file objections and the deadline within which to do so has expired. In the absence of specific objections to the Report of the Magistrate Judge, this court is not required to give any explanation for adopting the recommendation. *See Camby v. Davis*, 718 F.2d 198, 199 (4th Cir. 1983).

After carefully reviewing the applicable laws, the record in this case, and the Report and Recommendation, this court finds the Magistrate Judge's recommendation fairly and accurately summarizes the facts and applies the correct principles of law and it is incorporated herein by reference.

Accordingly, the defendants' motion to dismiss (ECF No. 55) is granted, and this action is dismissed with prejudice.

IT IS SO ORDERED.

September 18, 2012  
Columbia, South Carolina



Joseph F. Anderson, Jr.  
United States District Judge